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APR - 5 2004

PTO/\$B/30 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Tendemark Office: U.S. DEPARTMENT OF COMMERCE to a collection of information unless it displays a valid OMB control number. Under the paperwork Reduction Act of 1995, no persons are required

REQUEST **FOR CONTINUED EXAMINATION (RCE)** TRANSMITTAL

Subsection (b) of 33 U.S.C. § 132, effective on May 29, 2000, Provides for continued examination of an utility or plant application Filed on or after June 8, 1985. See The American Inventors Protection Act of 1989 (AIPA).

Application Number	09/458,896						
Filing Date	December 10, 1999						
First Named Inventor	Bertram et al.						
Group Art Unit	2665						
Examiner Name	Molinari, Michael J.						
Attorney Docket Number	533/038US						

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prospectation application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) Instead of a RCE to be eligible for the

wish to consider filing a continued prosecular application (CPA) tribe 37 CP-IC 9 1.30 (1) To consider filing a continued prosecular application and Provisional Application Practice, Final Rule, 65 patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.
Submission required under 37 C.F.R. § 1.114 a. Previously submitted
i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 Previously filed on (Any unantered emendment(s) referred to show will be entered? ii. ☐ Consider the arguments in the appeal brief or Reply brief previously filed on
iii.
b. 🖾 Enclosed
i. 🛮 Amendment/Reply to Final Office Action dated February 9, 2004
ii. Affidavit(s)/Declaration(s)
iii. 🔲 Information Disclosure Statement (IDS)
iv. 🔲 Other
2. Miscellaneous a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 5 months; Fee under 37 C.F.R. § 1.17(i) required) b. Other
3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed. a. ☑ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 20-0782 i. ☑ RCE fee required under 37 C.F.R. § 1.17(d) 04/09/2004 KGORDON 0000001 200782 09458896
ii. 🔲 Extension of time fee (37 C.F.R. §§ 1.138 and 1.17)/i fC:1801 770.00 DA
iii. 🔲 Other:
b. Check in the amount of \$ enclosed
c. Payment by credit card
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED
Name (Print/Type) Steven M. Hertzbergy (Registration No. (Attorney/Agent) 41,834
Signature Date April 5 , 2004
CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 81.8 I hereby certify that this correspondence is being transmitted by facsimile to the Commissioner for Patents, Alexandria, VA 22313-1450 on April 5.2004 , Facsimile No. (703) 872-9306 Alberta Gamble
Name of person signing this certificate Signature and date

Approved for use through 10/31/2002, OMB 0551-0032

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FEE TRANSMITTAL for FY 2003							L	Complete If Known							
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								Group / Art Unit 268)			
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Signature		- XI.	·	•	(124)	/ □						Date	April 5 , 2	004	

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